

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

M.B., et al.,

Plaintiff,

v.

GOVERNOR BILL LEE, et al.

Defendant.

)
)
)
)
)
)
)
)
)
)

No. 3:21-CV-317

SECOND NOTICE OF FILING EXEMPTION REPORT UNDER SEAL

Knox County Board of Education (“KCBOE”) submits this notice that filed contemporaneous with this notice is the required report of mask exemptions within KCBOE for the month of November 2021. Defendant KCBOE has been ordered to file a monthly report with the Court “in which it identifies the number of exemptions it grants every month for students, employees, and visitors; the full names of the exempted individuals; and the specific reasons for their exemptions.” [Doc. 48, PageID #: 1047].

KCBOE’s updated mask exemption report is being filed under seal contemporaneously herewith. By way of summary, three hundred and sixty-one (361) students have been granted mask exemptions and ten (11) staff have been granted a mask exemption.¹

¹ KCBOE would note that all eleven (11) of the staff mask exemptions are in the form of mask breaks, face shields or the use of clear barriers/social distancing to allow for the staff member to remove his/her face mask. Additionally, four students previously listed no longer require exemptions but remain listed with a notation of “No Exemption Required” out an abundance of caution. KCBOE has granted twenty-six (26) new student exemptions. Seventeen (17) of those exemptions are in the form of mask breaks (for a total of 34 mask break exemptions) and two (2) are temporary exemptions only.

There have been no changes to the mask exemptions provided staff members engaged in translating or providing instruction in American Sign Language (“ASL”) or Speech/Language Pathologists providing small group explicit instruction for speech sound disorders.

Respectfully submitted,

s/David M. Sanders
David M. Sanders (BPR # 016885)
Amanda Lynn Morse (BPR # 032274)
Deputy Law Director
Suite 612, City-County Building
400 Main Street
Knoxville, TN 37902
(865) 215-2327

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically on the date recorded by the Court’s electronic filing system. Notice of this filing will be sent by operation of the Court’s electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular United States Mail, postage prepaid. Parties may access this filing through the Court’s electronic filing system.

s/David M. Sanders
David M. Sanders